

## State Water Resources Control Board

June 23, 2017

(Via email and Certified Mail)  
**CERTIFIED MAIL**  
**NO. 7015 1520 0001 8017 2259**

Mr. Hai Huynh  
Assistant Manager  
Avison Young  
L.A. County Employee Retirement Association  
300 North Lake Avenue  
Pasadena, California 91101  
[hai.huynh@avisonyoung.com](mailto:hai.huynh@avisonyoung.com)

**SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK SYSTEMS  
LOCATED AT LOS ANGELES COUNTY EMPLOYEE RETIREMENT  
ASSOCIATION, GATEWAY PROPERTIES, 300 NORTH LAKE AVENUE,  
PASADENA**

Dear Mr. Huynh:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the USTs at your facility on June 20, 2017, pursuant to authority under Health and Safety Code (H&SC), chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to H&SC, chapter 6.7, and California Code of Regulations (CCR), title 23, chapter 16:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	<b>Failure to Submit Owner/Operator Agreement</b> – A written agreement between ABM Onsite Services (operator) and Los Angeles County (owner) was not present at the time of inspection.	Both	June 20, 2017	Ongoing	H&SC 25284(a)(3); 23 CCR 2620(b)
2	<b>Failure to Maintain Monitoring or Testing Records On-Site</b> – The 2015 annual monitoring certification and the 2015 spill containment testing was not present at the time of inspection.	Both	June 20, 2017	Ongoing	H&SC 25293; 23 CCR 2712(b)
3	<b>Failure to Maintain Designated Operator (DO) Inspection Records</b> – The April 2017 monthly DO inspection report was not available at the time of inspection.	Both	April 1, 2017	April 30, 2017	23 CCR 2715(e)

Office of Enforcement | 801 K Street, Suite 2300 | Sacramento, CA 95814 | 916.341.5272

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

No.	Violation	Tank	Start Date	Stop Date	Regulation
4	<b>Failure to Maintain Tank Information (Form B)</b> – In CERS, the tank installation date is missing from the tank information form.	Both	June 20, 2017	Ongoing	23 CCR 2711(a)
5	<b>Failure to Maintain Monitoring Plan</b> – In CERS, the pipe monitoring states that the piping meets the exemption criteria. The piping observed during the inspection is not safe suction and therefore is not exempt from monitoring or secondary containment. Continuous Monitoring of Piping Secondary Containment needs to say yes.	Both	June 20, 2017	Ongoing	H&SC 25286(a); 23 CCR 2634(c) & (d)
6	<b>Failure to Monitor Product Piping</b> – A monitoring system for primary piping is not present to detect a leak from the primary containment to secondary containment.	Fire Pump	June 20, 2017	Ongoing	H&SC 25291(b)
7	<b>Failure to Have Secondary Containment</b> – The suction piping does not meet the exemption criteria and therefore, requires secondary containment.	Fire Pump	January 1, 1989	Ongoing	23 CCR 2636(a) & (c)
8	<b>Failure to Meet Spill Containment Requirements</b> – The spill container is too small and does not meet the minimum five gallon capacity requirement.	Fire Pump	June 20, 2017	Ongoing	23 CCR 2635(b)(1)

**You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and Pasadena Fire Department within sixty (60) days from the date of this letter. Have your DO make specific notations in the next monthly DO report indicating the ongoing violations have been corrected. The monthly DO report and any associated photos must be submitted as proof of compliance.**

Please send all compliance documentation to the following:

**State Water Board**

Mr. Joseph Lovesee  
UST Enforcement Unit  
Office of Enforcement  
State Water Resources Control Board  
801 K Street, Suite 2300  
Sacramento, California 95814  
[joseph.lovesee@waterboards.ca.gov](mailto:joseph.lovesee@waterboards.ca.gov)

**Local CUPA**

Mr. James Weckerle  
Hazardous Materials Specialist  
Pasadena Fire Department  
199 South Los Robles Avenue #550  
Pasadena, California 91101  
[jweckerle@cityofpasadena.net](mailto:jweckerle@cityofpasadena.net)

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of \$500 to \$5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me at (916) 341-5551, or by email at [amantha.henkel@waterboards.ca.gov](mailto:amantha.henkel@waterboards.ca.gov).

Sincerely,



Amantha Henkel  
Senior Environmental Scientist  
UST Enforcement Unit  
**Office of Enforcement**

cc: *(via email only)*

Mr. Harry Terzian  
Certified Chief Engineer  
ABM Onsite Services  
[harry.terzian@abm.com](mailto:harry.terzian@abm.com)

Mr. James Weckerle  
Hazardous Materials Specialist  
Pasadena Fire Department  
[jweckerle@cityofpasadena.net](mailto:jweckerle@cityofpasadena.net)